

# HOUSE BILL No. 1435

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 31-9-2-84.5; IC 31-33-8-7.5.

**Synopsis:** Department of child services caseworkers. Allows a department of child services (department) caseworker to carry mace, pepper spray, a stun gun, or another nonlethal device specified by the department while working on a department investigation. Allows the department to adopt rules: (1) concerning training requirements and other requirements that a caseworker must meet to carry a nonlethal device; and (2) specifying other nonlethal devices that a department caseworker may carry.

**Effective:** July 1, 2007.

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January 16, 2007, read first time and referred to Committee on Family, Children and Human Affairs.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

## HOUSE BILL No. 1435

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 31-9-2-84.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2007]: **Sec. 84.5. "Nonlethal device", for purposes of**  
4 **IC 31-33-8-7.5, has the meaning set forth in IC 31-33-8-7.5(a).**

5       SECTION 2. IC 31-33-8-7.5 IS ADDED TO THE INDIANA CODE  
6 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
7 1, 2007]: **Sec. 7.5. (a) As used in this section, "nonlethal device"**  
8 **means:**

9           (1) **mace;**

10          (2) **pepper spray;**

11          (3) **a stun gun (as defined in IC 35-47-8-2); or**

12          (4) **another device specified by the department under**  
13 **subsection (c).**

14       **(b) A department caseworker may carry a nonlethal device**  
15 **while working on a department investigation.**

16       **(c) The department may adopt rules under IC 4-22-2:**

17           (1) **concerning training requirements and other requirements**

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1       that a department caseworker must meet to carry a nonlethal  
2       device; and  
3       (2) specifying other nonlethal devices not listed in subsection  
4       (a) that a department caseworker may carry.

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